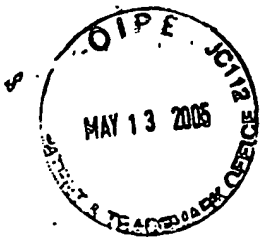


UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND											
1 Date of Request: <u>9/9/05</u>		2 Serial/Patent # <u>10/714,159</u>									
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED	6 AMOUNT							
	Filing			\$							
	Amendment			\$							
	Extension of Time			\$							
	Notice of Appeal/Appeal			\$							
<input checked="" type="checkbox"/>	Petition		<u>5/13/05</u>	\$ <u>270</u>							
	Issue			\$							
	Cert of Correction/Terminal Disc.			\$							
	Maintenance			\$							
	Assignment			\$							
	Other			\$							
7 TOTAL AMOUNT OF REFUND			\$ <u>270</u>								
8 TO BE REFUNDED BY:											
10 REASON:		<input type="checkbox"/> Treasury Check									
	Overpayment	<input checked="" type="checkbox"/> Credit Deposit A/C #:									
	Duplicate Payment	9 <table border="1" style="display: inline-table; border-collapse: collapse; text-align: center;"> <tr> <td style="width: 20px;">0</td> <td style="width: 20px;">2</td> <td style="width: 20px;">--</td> <td style="width: 20px;">0</td> <td style="width: 20px;">9</td> <td style="width: 20px;">1</td> <td style="width: 20px;">0</td> </tr> </table>			0	2	--	0	9	1	0
0	2	--	0	9	1	0					
	No Fee Due (Explanation):										
11 REFUND REQUESTED BY:											
TYPED/PRINTED NAME: <u>C. Grant</u>		TITLE: <u>Geny</u>									
SIGNATURE: <u>C. GRANT</u>		PHONE: <u>X-3215</u>									
OFFICE: <u>OP</u>											
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: *****											
APPROVED: <u>Alison Hill</u>		DATE: <u>9/12/05</u>									

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

May 10, 2005

In re Patent of: Gardner et al
U.S. Patent No.: 6,883,481
Filed: November 14, 2003
Issued: April 26, 2005
Attorney Docket No.: BW-DKT01013B

PETITION UNDER 37 CFR 1.183

Mail Stop: Petitions
COMMISSIONER OF PATENTS
P.O. Box 1450
Washington, D.C. 20231

Applicant hereby requests that the requirements of 37 CFR 3.81 (a) be waived, to permit the correct name of the Assignee to be provided after issuance of the patent.

The failure to include the correct spelling of the name of the Assignee was inadvertent. The Assignee name was inadvertently miscapitalized on the PTOL-85B fee transmittal form.

Please correct the name of the Assignee to the following:

BorgWarner Inc.

The following information is also being included with this petition:

- 1) The petition fee as set forth in 37 CFR 1.17(f);
- 2) A copy of the Notice of Recordation of the Assignment; and
- 3) A copy of the paperwork requesting a Certificate of Correction.

05/16/2005 MAHRED1 00000070 020910 10714159

01 FC:1462 400.00 DA

Adjustment date: 09/13/2005 AKELLEY

05/16/2005 MAHRED1 00000070 020910 10714159

01 FC:1462 400.00 CR

09/13/2005 AKELLEY 00000005 020910 10714159

01 FC:1808 130.00 DA

If this petition is granted, please forward it to the Certificate of Corrections branch, for issuance of a Certificate of Correction under 37 CFR 1.323.

Respectfully Submitted:

By: 

Meghan Van Leeuwen, Reg. No. 45,612
Attorney of Record
BROWN & MICHAELS, P.C.
400 M&T Bank Building - 118 N. Tioga St.
Ithaca, NY 14850
(607) 256-2000 • (607) 256-3628 (fax)
e-mail: docket@bpmlegal.com
Dated: 5/10/05